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O 071034Z MAR 06
FM AMEMBASSY JAKARTA
TO RUEHC/SECSTATE WASHDC IMMEDIATE 0721
INFO RUEHZS/ASSOCIATION OF SOUTHEAST ASIAN NATIONS IMMEDIATE
RUEHBY/AMEMBASSY CANBERRA IMMEDIATE 9163
RUEHPB/AMEMBASSY PORT MORESBY IMMEDIATE 3005
RUEHKO/AMEMBASSY TOKYO IMMEDIATE 9664
RUEHWL/AMEMBASSY WELLINGTON IMMEDIATE 0678
RHMMUNA/USCINCPAC HONOLULU HI IMMEDIATE
RUEKJCS/SECDEF WASHDC IMMEDIATE
RHEHNSC/NSC WASHDC IMMEDIATE
RUCNFB/DIR FBI WASHDC IMMEDIATE
RUEAWJA/DEPT OF JUSTICE WASHDC IMMEDIATE

C O N F I D E N T I A L JAKARTA 002985

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FBI PLS PASS CTD/DAO - UC MONTOTH
STATE FOR EAP - DAS ERIC JOHN, EAP/MTS, CA/OCS/ACS/EAP,
DS/DSS, DS/IP/EAP, AND DS/EAP/ITA

E.O. 12958: DECL: 03/07/2016

TAGS: PREL PGOV ASEC KJUS CASC PHUM ID

SUBJECT: TIMIKA CASE NEARING PROSECUTION PHASE

REF: A. JAKARTA 652 (TIMIKA CASE UPDATE: PROGRESS ON

ACCESS
B. EVIDENCE SHARING)

Classified By: W. Lewis Amselem, Charge d'Affaires a.i. Reason: 1.4 (b
, d)

¶1. (C) Summary. During their February 27 - March 7 deployment to Jakarta, the FBI team investigating the August 2002 murders of two American citizens near Timika, Papua, assisted by U.S. Justice Department prosecutors, supported their Indonesian counterparts in the final stages of preparing the police's dossier on the case for Indonesian prosecutors. Cooperation continues to be excellent. We expect the dossier to be submitted to the prosecution within the next two weeks. Once this is done, the prosecutors have 50 days to finalize the case for trial and submit it to a judge, who will then set a court date. The most likely scenario is a late summer trial. End summary.

¶2. (C) On March 7, FBI Special Agents Paul Myers, Ron Eowan and Brett Mills, supported by an interpreter/translator, concluded an eleven-day deployment to Jakarta in connection with the ongoing investigation into the August 31, 2002 murders of two Americans and one Indonesian near Timika, Papua. Following arrests in Timika last January 11, eight suspects are currently being held by the Indonesian National Police (INP) in Jakarta. The suspects continue to enjoy access to defense counsel and are being treated well.

¶3. (C) The FBI continues to enjoy excellent cooperation with the INP. During the latest deployments, the FBI turned over crucial evidence to the INP. INP evidence specialists, working with special Agent Mills, examined ballistic evidence in the INP lab. Special Agents Myers, Eowan, and Mills gave statements to the INP for use in connection with the prosecution..

¶4. (C) Also during the deployment, U.S. Department of Justice prosecutors Tim Reardon and Greg Maisel met with three members of the six-member Indonesian prosecution team on March 2. They reviewed progress on the case at this point and explained their roles in maintaining the integrity of the case in event of possible prosecution in the U.S. The Indonesians welcomed cooperation with their U.S.

counterparts, and agreed to remain engaged.

¶ 15. (C) In the next two weeks, the INP will turn over the completed dossier to the Indonesian prosecutors for final preparation for trial. After the police send the dossier to the prosecutors, the prosecutors must present it to a judge within fifty days. It is not unusual for prosecutors to return the dossier to investigators for clarification or further work. A trial date will be set by a judge in Central Jakarta court once he has received the dossier from prosecutors. In theory, a trial could begin as early as May, but July-August is probably a more realistic estimate.

¶ 16. (C) The FBI will work together with the Embassy to facilitate the attendance of American victim witnesses at the trial. The Indonesian prosecution team has indicated that they would not object to this.

AMSELEM